
Federal Communications Commission

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
Walter Czura)	File No. EB-03-AT-148
Licensee of Radio Station WNFO(AM))	
Facility ID # 70793)	NOV No. V20033248001
Sun City / Hilton Head)	
)	

NOTICE OF VIOLATION

Released: August 6, 2003

By the District Director, Atlanta Office, Enforcement Bureau:

1. This is a Notice of Violation ("Notice") issued pursuant to Section 1.89 of the Commission's Rules,¹ to Walter Czura, licensee of radio station WNFO(AM).

2. On July 22, 2003, agents of the Commission's Atlanta Office inspected radio station WNFO(AM) located at Sun City / Hilton Head, SC, and observed the following violation(s):

- a. 47 C.F.R. § 73.49: "Antenna towers having radio frequency potential at the base (series fed, folded unipole, and insulated base antennas) must be enclosed within effective locked fences or other enclosures." There was no fence surrounding the base of the antenna tower for WNFO(AM).
- b. 47 C.F.R. § 11.35(a): "Broadcast stations and cable systems and wireless cable systems are responsible for ensuring that EAS Encoders, EAS Decoders and Attention Signal generating and receiving equipment used as part of the EAS are installed so that the monitoring and transmitting functions are available during the times the stations and systems are in operation." There was no EAS equipment installed at the station at the time of inspection and there were no EAS logs to demonstrate that the station had EAS equipment installed prior to the inspection.
- c. 47 C.F.R. § 73.3526(a)(2): Every permittee or licensee of an AM, FM, TV or Class A TV station in the commercial broadcast services shall maintain a public inspection file at the station's main studio. There was no public inspection file located at the main studio.

¹ 47 C.F.R. § 1.89.

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3. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,² and Section 1.89 of the Commission's Rules, Walter Czura, must submit a written statement concerning this matter within 20 days of release of this Notice. The response must fully explain each violation, must contain a statement of the specific action(s) taken to correct each violation and preclude recurrence, and should include a time line for completion of pending corrective action(s). The response must be complete in itself and signed by a principal or officer of the licensee with personal knowledge of the matter. All replies and documentation sent in response to this Notice should be marked with the File No. and NOV No. specified above, and mailed to the following address:

Federal Communications Commission
Atlanta Office
3575 Koger Blvd, Suite 320
Duluth, GA 30096

4. This Notice shall be sent to Walter Czura, Radio Station WNFO(AM), P.O. Box 6567, Hilton Head Island, SC 29938.

5. The Privacy Act of 1974³ requires that we advise you that the Commission will use all relevant material information before it, including any information disclosed in your reply, to determine what, if any, enforcement action is required to ensure compliance. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code.⁴

FEDERAL COMMUNICATIONS COMMISSION

Fred L. Broce
District Director
Atlanta Office

² 47 U.S.C. § 308(b).

³ P.L. 93-579, 5 U.S.C. § 552a(e)(3).

⁴ 18 U.S.C. § 1001 *et seq.*